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To:	Company:	Fax #	Confirmation #:
Examiner Kailash C. Srivastava Ph.D.	USPTO	(571) 273-8300	
From:	Tina Manor for Serle Mosoff	**Number of Pages:**	6
Client/Matter Name:	10/623,241, 100723-14	**Client/Matter Number:**	

MESSAGE:

Dear Examiner Srivastava:

The amendments are approved. See attached.

Tina Manor for Serle Mosoff

The original document will be sent via:

Fax Only: ☑Yes ☐ No
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Mr. Serle I. Mosoff COMPANY: Norris, McLaughlin & Marcus, P.A.

Patent Technology Centers

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Fax Notes:

Dear Mr. Mosoff:

Re: U. S. Non-Provisional Application # 10/623,241; Attorney Docket #100723-14

In a telephone conversation this (i.e., 01/30/2008) afternoon, you and I were in agreement to make the amendments to pending claims as indicated in the enclosed draft to bring the subject application in a better condition for allowance. Enclosed is said Draft of the amended Claims for your review. Please confirm the amendments as indicated in the enclosed draft by 12:00 Noon on 01/31/2008.

Date and time of transmission: Wednesday, January 30, 2008 10:02:34 PM
Number of pages including this cover sheet: 05

):Mr. Serle I. Mosoff COMPANY:Norris, McLaughlin & Marcus, P.A.

EXAMINER'S PROPOSED AMENDMENT

Draft

1. An Examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicants, an amendment may be filed as provided by 37 C.F.R. §1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this Examiner's amendment was given in a telephone interview on -- January 2008 with Mr. Serle I. Mosoff, Applicants' Representative.

In the Claims:

The following listing of claims will replace all prior versions, and listings, of claims in the instant application:

Listing of Claims:

1. (Previously Presented) A hydrogen-peroxide neutralizing gamma-sterilisable nutrient medium comprising casein soy peptone agar with between 2 and 10% by weight of sodium thioglycolate, between 10 and 30% by weight of sodium thiosulfate and between 5 and 20% by weight of sodium disulfite in each case with respect to the agar.

OK 2. (Currently Amended) A nutrient medium as set forth in claim 1, further comprising between 0.1 and 0.25% by weight of sodium pyruvate with respect to the agar.

OK 3. (Currently Amended) A nutrient medium as set forth in claim 1, further comprising at least one of bromocresol purple and bromocresol violet as a pH-indicator and between 10 and 50% by weight of polyvinylpyrrolidone with respect to the agar.

4. (Currently Amended) A nutrient medium as set forth in claim 3, wherein the content of polyvinylpyrrolidone with respect to the agar is between 30 and 45% by weight.

5. (Previously Presented) A nutrient medium as set forth in claim 1 comprising bromothymol blue as a pH- indicator and between 10 and 50% by weight of

polyvinylpyrrolidone with respect to the agar.

6. (Currently Amended) A nutrient medium as set forth in claim 5, wherein the content of polyvinylpyrrolidone with respect to the agar is between 30 and 45% by weight.

7. (Currently Amended) A nutrient medium as set forth in claim 1, further comprising a buffer where between 20 and 50% of the total amount of buffer is morpholinopropane sulfonic acid and between 50 and 80% of the total amount of buffer is phosphate buffer.

OK 8. (Currently Amended) A nutrient medium as set forth in claim 1, wherein the agar is microbial content test agar ~~is used as the agar~~.

OK 9. (Currently Amended) A nutrient medium as set forth in claim 1, further comprising at least one compound selected from the group consisting of betaine, glycine, cystine, proline and asparagine.

10-11. (Canceled)

12. (Previously Presented) A method for detecting microorganisms in hydrogen peroxide-bearing air or on a hydrogen peroxide-bearing surface, said method comprising contacting said air or surface with a nutrient medium as set forth in claim 1, and detecting growth of microorganisms in said medium.

13-14. Cancelled

15. (Previously Presented) A hydrogen-peroxide neutralizing nutrient medium sterilized by gamma radiation comprising casein soy peptone agar, between 2 and 10% by weight of sodium thioglycolate, between 10 and 30% by weight of sodium thiosulfate and between 5 and 20% by weight of sodium disulfite in each case with respect to the agar.

OK 16. (Currently Amended) A nutrient medium as set forth in claim 15, further comprising between 0.1 and 0.25% by weight of sodium pyruvate with respect to the agar.

OK 17. (Currently Amended) A nutrient medium as set forth in claim 15, further comprising

at least one of bromocresol purple and bromocresol violet as a pH-indicator and between 10 and 50% by weight oZ polyvinylpyrrolidone with respect to the agar,

18. (Currently Amended) A nutrient medium as set forth in claim 17, wherein the content of polyvinylpyrrolidone with respect to the agar is between 30 and 45% by weight.

19. (Previously Presented) A nutrient medium as set forth in claim 15 comprising bromothymol blue as a pH- indicator and between 10 and 50% by weight of polyvinylpyrrolidone with respect to the agar.

20. (Currently Amended) A nutrient medium as set forth in claim 19, wherein the content of polyvinylpyrrolidone with respect to the agar is between 30 and 45% by weight.

21. (Currently Amended) A nutrient medium as set forth in claim 15, further comprising a buffer where between 20 and 50% of the total amount of buffer is morpholinopropane sulfonic acid and between 50 and 80% of the total amount of buffer is phosphate buffer.

OK 22. (Currently Amended) A nutrient medium as set forth in claim 15, wherein the agar is microbial content test agar ~~is used as the agar~~.

OK 23. (Currently Amended) A nutrient medium as set forth in claim 15, further comprising at leas~ one compound selected from the group consisting of betaine, glycine, cystine, proline and asparagine.

OK 24. (Currently Amended) A method for detecting microorganisms in hydrogen peroxide-bearing air, said method comprising contacting said air with a nutrient medium as set forth in claim [[i]] 15, and detecting [[a]] growth of microorganisms in said medium.

OK 25. (Currently Amended) A method for detecting microorganisms on a hydrogen peroxide-bearing surface comprising contacting said surface with a nutrient medium as set forth in claim [[i]] 15, and detecting [[a]] growth of microorganisms in said medium.

OK 26. (Currently Amended) A nutrient medium as set forth in claim 1, further comprising between 0.05 and 0.25% by weight of sodium pyruvate with respect to the agar.

eK 27. (Currently Amended) A nutrient medium as set forth in claim 15, further comprising between 0.05 and 0.25% by weight of sodium pyruvate with respect to the agar.

2. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Examiner Kailash C. Srivastava whose telephone number is (571) 272-0923. The examiner can normally be reached on Monday to Thursday from 7:30 A.M. to 6:00 P.M. (Eastern Standard or Daylight Savings Time).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Dr. Jon Weber can be reached at (571)-272-0925 Monday through Thursday 7:30 A.M. to 6:00 P.M. The fax phone number for the organization where this application or proceeding is assigned is (571)-273-8300.

Any inquiry of a general nature or relating to the status of this application or proceeding may be obtained from the Patent Application Information Retrieval (i.e., PAIR) system. Status information for the published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (i.e., EBC) at: (866)-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Kailash C. Srivastava, Ph.D.
Patent Examiner
Art Unit 1657
(571) 272-0923

30 January 2008